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EXTRAORDINARY

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[No.20214-RDM-RRC-POLICY-0005-2014/R&DM]

REVENUE & DISASTER MANAGEMENT DEPARTMENT

RESOLUTION

The 11th July, 2014

The Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement (RFCTLARR) Act, 2013 came into force with effect from 1st January, 2014.

2. As per provisions of Chapter II of the said Act, Social Impact Assessment (SIA) study is required to be undertaken for acquisition of land for public purpose. Relying on the SIA report, appraisal report of the Expert Group and report of Collector, if any, the Government shall recommend such area for acquisition which would ensure minimum displacement of people, minimum disturbance to the infrastructure, ecology and minimum adverse impact on the individuals affected.

3. Accordingly, the State Government have decided that Nabakrushna Choudhury Centre for Development Studies (NCDS), Bhubaneswar, an independent organization, shall act as State SIA Unit, which shall be responsible for ensuring that SIAs are commissioned and conducted in the State.

4. The State SIA Unit shall undertake the following tasks;

- (a) conduct the SIA study through qualified SIA Resource Partners and Practitioners;
- (b) build and continuously expand a State Database of Qualified SIA Resource Partners and Practitioners, which will serve as a network of individuals and institutions with the required skills and capacities to conduct SIA studies for land acquisition and Rehabilitation and Resettlement;

- (c) respond immediately to the State Government's/ District Collector's request for an SIA to be conducted by preparing a project-specific Terms of Reference (hereinafter referred to as ToR);
- (d) conduct training and capacity building programmes for the SIA team and community surveyors and make available manuals, tools, comparative case study reports and other materials required for the analysis;
- (e) provide on-going support and corrective action, as required during the SIA process;
- (f) continuously review, evaluate and strengthen the quality of SIAs and the capacities available to conduct them across the State ; and
- (g) maintain the website for SIAs and MIS for land acquisition and Rehabilitation and Resettlement.

5. NCDS, Bhubaneswar will be accountable to complete the SIA study within statutory period of six months and on failure to complete, will refund the expenses incurred for the purpose and exclude the Team from its database of Qualified Resource Partners and Practitioners.

6. Funding pattern for the said arrangement shall be as follows;

- (a) Rs. 1 Crore out of Land Acquisition Contingency fund shall be kept by Revenue & DM Department in fixed deposit and the accrued interest to the extent of Rs. 8 Lakhs to 10 Lakhs per annum shall be transferred to NCDS, Bhubaneswar by the Department for faculty time services, etc. in respect of State SIA Unit subject to actual requirement;
- (b) payment up to Rs. 20 Lakhs out of Land Acquisition Contingency fund available with Revenue & DM Department shall be made to NCDS as one time cost;
- (c) for such SIA, the ministerial works and other support activities should be managed on outsourcing basis and Government norms regarding their emoluments be adopted ; and
- (d) in the long run, the State SIA Unit shall run on self-sustaining basis as the requiring bodies would bear the operating cost of the Unit.

7. This has been concurred in by Finance Department vide their Noting No. 77, dated the 28th June, 2014 in File No. RDM-RRC-POLICY-0005-2014.

ORDER

Ordered that the Resolution be published in the Extraordinary issue of the *Odisha Gazette* and copies thereof forwarded to all Departments of Government / all Heads of Department of Government / all Collectors for information.

By Order of the Governor

TARA DATT

Additional Chief Secretary to Government